



430-117-187
140-123
PATENT
Atty. Docket No. 2303.2B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : David H. Gelfand et al.
SERIAL NO. : 07/387,003 GROUP ART UNIT: 187
FILED : July 28, 1989 EXAMINER: E. Steffe
DOCKET NO. : 2303.2B
TITLE : PURIFIED THERMOSTABLE ENZYME

Handwritten: #4
Washington
6/19/90

AMENDMENT TO CORRECT INVENTORSHIP
UNDER 37 CFR §1.48(b)

Handwritten: JUN 12 1990

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Applicants respectfully request that the above-identified patent application be amended to delete one of the four originally named inventors. The inventor to be deleted is Frances C. Lawyer.

The application was filed as a divisional application of the application that issued as U.S. Patent No. 4,889,818. The parent application contained claims to subject matter Examiner Carson believed to correspond to three distinct inventions: (1) an enzyme, (2) DNA coding for the enzyme, and (3) enzyme compositions.

Inventor Francis Lawyer made contributions that relate solely to invention (2). When the present divisional application was filed, the original claims of the parent application pertaining to invention (2) were cancelled in a preliminary amendment submitted on filing. Because of the requirement to retain an original independent claim, claims to inventions (1) and (3) were retained.

Applicants' attorney did not recognize that inventor Frances Lawyer's joint invention was not encompassed by the remaining claims until preparing a response to an Office Action requiring restriction to a single invention. In response to the Examiner's restriction requirement, Applicants have cancelled or amended the claims to invention (3) in the accompanying response to office action. Frances Lawyer is not an inventor of any claim remaining in the above-identified application.

I hereby certify that this correspondence is
being deposited with the United States Postal
Service as first class mail in an envelope
addressed to: Commissioner of patents and
Trademarks, Washington, D.C. 20231, on 070 TL 06/08/90 07387003
this day of May, 1990
By *[Signature]*

1

1 117 430.00 CK

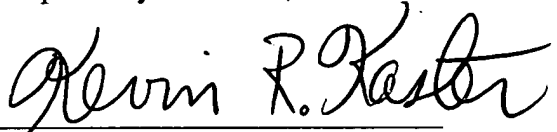
1 123 140.00 CK

Pursuant to 37 CFR §1.48(b), this amendment is accompanied by a petition, including both a statement identifying the named inventor who is being deleted and acknowledging that the inventor's invention is no longer being claimed in the application and also the \$140.00 fee set forth in 37 CFR §1.17(h). The petition establishes that the correction of inventorship is diligently made.

Applicants respectfully request that this amendment be entered.

Respectfully submitted,

By:


Kevin R. Kaster
Attorney for Applicants
Reg. No. 32,704

May 7, 1990

CETUS CORPORATION
1400 Fifty-Third Street
Emeryville, California 94608
(415) 420-3444